

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

PHOENIX PAYMENT SYSTEMS, INC.	)	
d/b/a ELECTRONIC PAYMENT	)	
EXCHANGE,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. 07-537 (***)
	)	
LEXCEL, INC. and LEXCEL	)	
SOLUTIONS, INC.,	)	
	)	
Defendants.	)	

**DECLARATION OF MAILING AND OF SERVICE PURSUANT TO D. DEL. L.R. 4.1(b)**

I, Julia Heaney, declare as follows:

1. I am a partner in the law firm of Morris, Nichols, Arsht & Tunnell LLP, Delaware counsel for plaintiff in this action.

2. Copies of the summons and complaint in this action were served on September 10, 2007 on Lexcel, Inc. and Lexcel Solutions, Inc. pursuant to 10 Del. C. § 3104, by hand delivery to the Delaware Secretary of State with the statutory fee of \$2.00 per defendant.

3. A copy of the summons showing service on the Secretary of State was filed on September 10, 2007.

4. On September 10, 2007, copies of the summons, complaint, and Notice of Availability of a United States Magistrate Judge were sent by Registered Mail, Return Receipt Requested, to:

Lexcel, Inc.  
Lexcel Solutions, Inc.  
4110 N. Scottsdale Road  
Suite 360  
Scottsdale, AZ 85251

5. I attach the registered mail receipt showing that the summons and complaint were delivered to Lexcel, Inc. and Lexcel Solutions, Inc. as Exhibit A.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on September 25, 2007

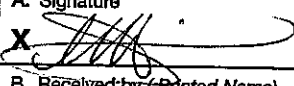
*/s/ Julia Heaney (#3052)*

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Julia Heaney (#3052)

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# EXHIBIT A

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p>		<p>A. Signature   <input type="checkbox"/> Agent  <input type="checkbox"/> Addressee</p>	
<p>1. Article Addressed to:</p> <p>Lexcel, Inc.  Lexcel Solutions, Inc.  4110 N. Scottsdale Road  Suite 360  Scottsdale, AZ 85251</p>		<p>B. Received by (Printed Name)  <u>Angelia Siverton</u></p> <p>C. Date of Delivery  <u>9/20/07</u></p>	
		<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes  If YES, enter delivery address below: <input type="checkbox"/> No</p>	
		<p>3. Service Type</p> <p><input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail  <input checked="" type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>	
		<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
<p>2. Article Number RA 016 099 144 US  (Transfer from service label)</p>			
<p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540</p>			

UNITED STATES POSTAL SERVICE

20 SEP 07 PM 3:31

First-Class Mail  
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• Sender: Please print your name, address, and ZIP+4 in this box •

Julia Heaney (60486)  
Morris, Nichols, Arsht & Tunnell LLP  
1201 N. Market Street  
Wilmington, DE 19801-1347

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